In the High Court for the States of Punjab and Haryana, at Chandigarh.

FAO No. 839 of 2007 (O&M)
Decided on February 26,2007

New India Assuance Company Limited --- Appellant

vs.

Harari Lal and another --- Respondents.

Present: Mr. Vinod Gupta, Advocate,for the appellant

Pritam Pal,J:(Oral)

This appeal, by New India Assurance Company Limited, is directed against order dated October 31,2006, passed by learned Commissioner, under the Workmens' Compensation Act, 1923 (for short, 'the Act'), whereby a total compensation of Rs.3,73,422/- was awarded to the claimant/respondent Harari Lal, on account of death of his son, Dalip Singh, a young boy of 21 years, admittedly, died in an accident during the course of his employment with respondent No.1.

Now the only contention of learned counsel for the appellant/Asurance Company is that the compensation awarded by the learned Commissioner, is on higher side and the Assurance Company is not liable to pay the amount of interest, which is to the tune of Rs. 36,857/-. Both the aforesaid points of arguments raised by learned counsel for the Assurance Company, are devoid of any merit inasmuch as the appellant Company has been held liable to pay the amount of

compensation only and not the interest, as is evident from para 15 of the impugned award. Further, learned counsel for the appellant also could not show any discrepancy in the application of formula given under the Schedule of the Act, for assessment of compensation. Hence, the findings arrived at by the learned Commissioner are neither perverse nor unreasonable. Moreover, under the aforesaid Act, no appeal is maintainable unless some substantial question of law is shown to have arisen. Learned counsel also failed to make out any such substantial question of law for consideration of this Court.

Hence, this appeal is hereby dismissed in *limine*.

February 26,2007 (Pritam Pal)
RR Judge